Express Mail No.: EV 381772615 US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number:

Applicants:

Donald H. Eason

Filed:

January 14, 2004

Title:

Instrument Support Apparatus Having Non-Horizontal Tiers and

Vertical Axis Pivot Capability

Assignee:

Ultimate Support Systems, Inc.

**Attorney Docket:** 

Ultimate-MDS-20-Prov

Customer No.:

33549

## **POWER OF ATTORNEY**

I, Stephen M. Towne, as Vice President, Finance of Ultimate Support Systems, Inc., hereby appoint Santangelo Law Offices, P.C., whose mailing address is 125 South Howes, Third Floor, Fort Collins, Colorado 80521, including Luke Santangelo, whose registration number before the United States Patent and Trademark Office is 31,997, Alfred K. Wiedmann Jr., whose registration number before the United States Patent and Trademark Office is 48,033, and Nicole A. Ressue, whose registration number before the United States Patent and Trademark Office is 48,665, as Ultimate Support Systems, Inc.'s attorneys to prosecute this application entitled "Instrument Support Apparatus Having Non-Horizontal Tiers and Vertical Axis Pivot Capability" and to transact all business in the Patent Office connected therewith. The undersigned grants the firm of Santangelo Law Offices, P.C., the power to insert on any document filed in this matter any further identification which may be necessary or desirable in order to indicate filing information or to comply with the rules of the United States Patent Office or any foreign patent office for recordation of this document, including, but not limited to, inserting the application number, the execution date, mailing information, or the filing date of the above-identified United States Patent Application based upon the Invention. The undersigned also acknowledges that the attorneys appointed are attorneys for the assignee Ultimate Support Systems, Inc., only.

Dated this 14 day of January 2004.

By:

Stephen M. Towne, Vice President, Finance

Ultimate Support Systems, Inc.

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## STATEMENT ESTABLISHING SMALL ENTITY STATUS (SMALL BUSINESS CONCERN)

I, Stephen M. Towne, as Vice President, Finance of Ultimate Support Systems, Inc., pursuant to 37 C.F.R. Section 1.27(c) state that the following facts are true:

- 1. I am Vice President, Finance of Ultimate Support Systems, Inc. As such, I am empowered to act on behalf of the Assignee.
- 2. As set forth in 13 C.F.R. Section 121.802, Ultimate Support Systems, Inc. is an entity whose number of employees, including those of its affiliates, does not exceed 500 persons and which has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey or license, any rights in the subject matter of the enclosed Patent Application to another entity that does not qualify under small entity status. A ccordingly, Ultimate Support Systems, Inc. appears to qualify as a small business concern as defined in 37 C.F.R. Section 1.27(a)(2).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated this day of January, 2004.

By:

Stephen M. Towne, Vice President, Finance

Ultimate Support Systems, Inc.